

1 WO

2  
3  
4  
5  
6 IN THE UNITED STATES DISTRICT COURT  
7 FOR THE DISTRICT OF ARIZONA

8  
9 United States of America,

CR 01-0072-001-PHX-EHC

10 Plaintiff,

11 vs.

12 Octavio Zapien-Barraza,

**ORDER**

13 Defendant.  
14  
15

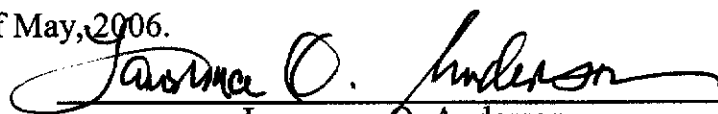
16 A detention hearing and a preliminary revocation hearing on the Petition on was held  
17 on May 25, 2006.

18 **THE COURT FINDS** that the Defendant has knowingly, intelligently, and  
19 voluntarily waived his right to a detention hearing and a preliminary revocation hearing and  
20 has consented to the issue of detention being made based upon the allegations in the Petition.

21 **THE COURT FURTHER FINDS** that the Defendant has failed to sustain his burden  
22 of proof by clear and convincing evidence pursuant to Rule 32.1(a)(6), FED.R.CRIM.P., that  
23 he is not a flight risk. United States v. Loya, 23 F.3d 1529 (9th Cir. 1994).

24 **IT IS ORDERED** that the Defendant shall be detained pending further order of the  
25 court.

26 DATED this 30<sup>th</sup> day of May, 2006.

27 

28 Lawrence O. Anderson  
United States Magistrate Judge